

CHAPTER NO. 846

HOUSE BILL NO. 2613

By Representatives West, Mike Turner, Sherry Jones

Substituted for: Senate Bill No. 2753

By Senator Haynes, Henry

AN ACT to amend Tennessee Code Annotated, Title 8, Chapter 8 and Title 62, Chapter 35, Part 1, relative to law enforcement officers.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 62, Chapter 35, Part 1, is amended by adding a new section thereto, as follows:

§ 62-35-140

(a) Notwithstanding any provision of this chapter to the contrary, if a full-time sworn peace officer is working to provide uniformed security, direct traffic, exercise crowd control or perform any other such duty in a jurisdiction other than the officer's primary jurisdiction, then the chief law enforcement officer of the jurisdiction in which such full-time sworn peace officer is working shall be notified of the location of the officer's assignment as well as the length of the assignment. For work performed in unincorporated areas of a county or within the limits of a municipality that does not maintain a police department, the chief law enforcement officer of the jurisdiction is the county sheriff. For work performed within the limits of a municipality that maintains a police department, the chief law enforcement officer of the jurisdiction is the municipal police chief.

Such notice shall be provided in writing by the employer of the full-time sworn peace officer within five (5) days prior to the date of first service, unless other arrangements are made with the chief law enforcement officer of the jurisdiction.

(b) While a full-time sworn peace officer certified pursuant to TCA 38-8-107 is employed in a jurisdiction other than the full-time sworn peace officer's primary jurisdiction, such officer's clothing shall bear insignia and markings clearly designating that the peace officer is a "Private Duty Law Enforcement Officer." The Tennessee peace officer standards and training commission created by TCA Title 38, Chapter 8, Part 1 shall establish design criteria for such insignia and markings.

(c) The provisions of this act shall only apply to sworn peace officers engaged in employment outside their primary jurisdiction and within a county having a:

(1) Metropolitan form of government and a population greater than one hundred thousand (100,000), according to the 2000 federal census or any subsequent federal census; or

(2) Population not less than one hundred eighty-two thousand nor greater than one hundred eighty-three thousand, according to the 2000 federal census or any subsequent federal census.


SECTION 2. This act shall take effect July 1, 2002, the public welfare requiring it.

PASSED: June 24, 2002


JIMMY NAIFEH, SPEAKER
HOUSE OF REPRESENTATIVES


JOHN S. WILDER
SPEAKER OF THE SENATE

APPROVED this 3rd day of July 2002


DON SUNDQUIST, GOVERNOR